

## Message Text

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61

ACTION AF-06

INFO OCT-01 ISO-00 CIAE-00 INR-07 NSAE-00 L-03 /017 W

----- 002536

R 111421Z JUN 75

FM AMEMBASSY PRETORIA

TO SECSTATE WASHDC 2041

INFO AMCONSUL CAPE TOWN

AMCONSUL DURBAN

AMEMBASSY GABORONE

AMCONSUL JOHANNESBURG

AMEMBASSY LUSAKA

UNCLAS PRETORIA 2125

CAPE TOWN FOR EMBASSY

E.O. 11652: N/A

TAGS: PINS, SF

SUBJ: SASO/BPC TRIAL ADJOURNED

REF: PRETORIA 1846

1. AFTER HEARING MORE THAN TWO DAYS OF ARGUMENTS OVER DEFENSE APPLICATION FOR QUASHING OF INDICTMENT ON SASO/BPC TERRORISM TRIAL, PRESIDING JUDGE JUSTICE W.G. BOSHOF ADJOURNED TRIAL ON JUNE 11. COURT WILL RECONVENE JUNE 23 WHEN BOSHOF WILL DELIVER DECISION ON APPLICATION. DEFENSE TEAM APPLIED FOR QUASHING ON GROUNDS THAT STATE HAD NOT COMPLIED FULLY WITH COURT ORDER INSTRUCTING IT TO SUPPLY FURTHER PARTICULARS OF CHARGES AGAINST ACCUSED (REFTEL).

2. SENIOR DEFENSE LAWYER ROY ALLAWAY ARGUED THAT STATE DID NOT FULFILL TERMS OF COURT ORDER AND HAD, IN FACT, BROADENED RATHER THAN PARTICULARIZED STATE CASE. HE SAID THIS MADE IT IMPOSSIBLE TO PREPARE PROPER DEFENSE. MR. C. REES, DEPUTY ATTORNEY GENERAL FOR TRANSVAAL AND HEAD OF PROSECUTION TEAM, ARGUED THAT STATE HAD SUPPLIED MORE THAN ENOUGH INFORMATION.

3. JUSTICE BOSHOF, OPENLY EXASPERATED BY FAILURE OF STATE TO CLARIFY CHARGES, LEFT LITTLE DOUBT HE PLANS TO GRANT  
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DEFENSE APPLICATION AND QUASH INDICTMENT. AT ONE POINT



BISHOFF ASKED IF IT WOULD NOT HELP"... IF I THROW THE  
INDICTMENT OUT AND GIVE THE STATE AN OPPORTUNITY TO PREPARE  
A NEW ONE." UPON ORDERING ADJOURNMENT HE SAID HE NEEDED  
TIME TO SUPPLY REASONS FOR FINDING CHARGES VAGUE.  
BOWDLER

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NNN



## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TRIALS, TERRORISTS, POLITICAL PRISONERS  
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**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
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**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
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**Disposition History:** n/a  
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**TAGS:** PINS, SF  
**To:** STATE  
**Type:** TE  
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